

NSA review completed

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*Ask the lawyers*

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LEGISLATIVE BRANCH ACCESS

1. With the exception of the NSA member, all Subcommittee members concurred with the section titled "Legislative Branch Access to SCI" contained in paragraphs 37 through 41.
2. NSA continues to have serious reservations and problems with the legal aspects of paragraphs 37 through 41, particularly as they impact on the authority of the Director, NSA, to fulfill his responsibilities as a program manager. This section is not a policy or procedure which is common to the several SCI control systems but an attempt to establish policy. Additionally, there are several portions which are unenforceable unilaterally by the Intelligence agencies. Therefore, if the formal concurrence of the committees of the House of Representatives and the Senate are not obtained, there is little purpose in the publication of DCI procedures for Legislative Access. NSA recommends that this issue be pursued separately and be promulgated as DCI policy upon receipt of concurrences from Intelligence Community agencies and program managers and by appropriate Congressional elements.